

No. 9/5/84-6Lab/526.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and management of M/s Rajesh Rubber Udyog C/o Dhall Steel No. 2, N. I. T., Faridabad.

BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 134/1984

between

SHRI DAYA SHANKER, WORKMAN AND THE MANAGEMENT OF M/S RAJESH RUBBER UDYOG C/O DHALL STEEL NO. 2, N. I. T., FARIDABAD

Present:—

None.

AWARD

In exercise of powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Daya Shanker workman and the management of M/s Rajesh Rubber Udyog C/o Dhall Steel No. 2, N. I. T., Faridabad, to this Tribunal, for adjudication:—

Whether the termination of services of Shri Daya Shanker was justified and in order?

If not, to what relief is he entitled?

Notices were issued to both the parties. It may be mentioned that on the last date of hearing, none appeared on behalf of the both the parties even though they were represented previously and as such *ex parte* proceedings were ordered against them. It appears that both the parties are not interested in the reference. The award is passed accordingly.

R. N. BATRA,

Presiding Officer,

Industrial Tribunal, Haryana, Faridabad.

Dated the 15th January, 1985.

Endorsement No. 79, dated the 18th January, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under Section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,

Presiding Officer,

Industrial Tribunal, Haryana, Faridabad.

No. 9/5/84-6Lab/527.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Ess Pee Enterprises 65, NIT Faridabad :—

BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 405/1983

between

SHRI ANT LAL, WORKMAN AND THE MANAGEMENT OF M/S ESS PEE ENTERPRISES 65, NIT, FARIDABAD

Present :—

Shri Darshan Singh, for the workman.

None for the management.

AWARD.

In exercise of powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Ant Lal workman and the management of M/s Ess Pee Enterprises, 65, NIT, Faridabad to this Tribunal, for adjudication :—

Whether the termination of service of Shri Ant Lal was justified and in order? If not to what relief is he entitled?

Notices were issued to both the parties. It may be mentioned that on 1st January, 1985 none appeared on behalf of the management and as such *ex parte* proceedings were ordered against the management. Shri Ant Lal workman has appeared as WW-1 and stated that he was employed in respondents factory in the year 1979 and used to run the machine. He further stated that no chargesheet nor any compensation was given to him before termination of his services in the year 1983. He further stated that he was willing to work and that he was still unemployed.

The above testimony of WW-1 Shri Ant Lal claimant goes to show that he remained in the service of the respondent during the year 1979 to 1983 and that no compensation or notice pay was paid to him when his services were terminated and as such the provisions of section 25F of the Industrial Disputes Act, 1947 have not been complied with. The termination of services of the claimant is, therefore, neither justified and nor in order and as he is entitled to reinstatement with full back wages. The award is passed accordingly.

R. N. BATRA,

Presiding Officer,

Industrial Tribunal, Haryana,
Faridabad.

Dated the 15th January, 1985.

Endorsement No. 80, dated the 18th January, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,

Presiding Officer,

Industrial Tribunal, Haryana,
Faridabad.

No. 9/5/84-6 Lab./528— In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workmen and the management of M/s Dalmia Cement (Bharat) Ltd., Ballabgarh :—

**BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,
FARIDABAD**

Reference No. 454/1982

between

**THE MANAGEMENT OF M/S DALMIA CEMENT (BHARAT) LTD., BALLABGARH
AND ITS WORKMEN**

Present:—

Shri C.M. Lal, for the management with Shri P.C. Vashisht, President Dalmia Electronics Corporation Karamchari Sangh.

AWARD

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, between the management of M/s Dalmia Cement (Bharat) Ltd., Ballabgarh and its workmen, to this Tribunal, for adjudication :—

- (1) Whether the employees who were on the rolls with the erstwhile Telesound India Ltd., on 20th March, 1977 should be paid full wages, salaries with effect from 28th March, 1977 to 31st December, 1980 alongwith increased dearness allowance annual increments bonus @ 8.33% for the above period alongwith other benefits ? If so with what details ?
- (2) Whether the prevailing grades and scales of pay should be revised for all employees who were on roll on 28th March, 1977 and continued to work with the amalgamated company, and brought at par with the revised grades alongwith Rs 15 per year as service ex-gratia ? If so, with what details ?
- (3) Whether the workmen are entitled to the grant of bouns @ 20% for the year 1981 ? If so, with what details ?
- (4) Whether the workmen should be supplied with uniforms ? If so, with what details ?
- (5) Whether the scheme of production bonus should be introduced ? If so, with what details ?
- (6) Whether the services of Shri J. P. Jain President of the Union should be restored/Transferred to the original place of work at Ballabgarh ? If so, with what details ?

Notices were issued to both the parties. It may be mentioned that none appeared on behalf of the claimants and as such *ex parte* proceedings were ordered against them. The management has examined Shri Surjit Arora, Assistant of the Personnel Department and its authorised representative Shri C. M. Lal, who stated the dispute between the parties had already been settled,—*vide* settlement Ex. M-1 and that settlement had been given effect to and that no dispute was now left between the parties. Shri P. C. Vashisht, President Dalima Electronics Corporation, Karamchari Sangh stated that he had heard the above statement made by the representative of the management which was correct and that the dispute between the parties had already been settled,—*vide* settlement Ex. M-1 and that no dispute was now left between the workman and the management of M/s Dalmia Cement (Electronics Unit) employees Union, which existed at the time of reference but now stood dissolved and all the workmen of M/s Dalmia Cement Bharat Ltd., Ballabgarh are the members of their union. In view of the testimony of Shri C. M. Lal, Authorised representative, Shri Surjit Arora, Assistant and Shri P. C. Vashisht, President Dalmia Electronics Corporation Karamchari Sangh and recitals made in the document Ex. M-1, the dispute between the parties stands settled,—*vide* settlement Ex. M-1. The award is passed accordingly.

R. N. BATRA,

Dated the 15th January, 1985.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Endorsement No. 87, dated the 18th January, 1985.

Forwarded (four copies), to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.